

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Lennart Carlsson et al.

Confirmation No.: 1354

Application No.: 09/509,869

Filed: June 15, 2000

Art Unit: 3763

For: ARRANGEMENT FOR OBTAINING
RELIABLE ANCHORING OF A THREADED
IMPLANT IN BONE

Examiner: N. D. Lucchesi

APPLICANT'S SUMMARY OF TELEPHONIC INTERVIEW WITH EXAMINER

MS AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant's Representative initiated a telephonic interview with Examiner Lucchesi on April 9, 2007. The topic of discussion was the Final Rejection mailed November 16, 2006 and Applicant's Response After Final electronically filed February 8, 2007.

The undersigned Applicant's Representative requested that either a Notice of Allowability or an Advisory Action be issued. In particular, Applicants' Representative pointed out that a Notice of Allowability would be the appropriate action considering that Applicant's Response filed February 8, 2007 specifically pointed out the deficiencies of the Written Description rejection under 35 U.S.C. §112, first paragraph, and particularly given the Examiner's indication of allowable subject matter if the 112th rejections were overcome.

During the telephonic interview on April 9, 2007, Examiner Lucchesi indicated that he would look into resolving this case, and that he would contact the undersigned attorney on April 10, 2007 to move prosecution of the application forward.

After not receiving any communication from the Examiner, Applicant's Representative initiated a further telephone conversation with the Examiner on April 12, 2007 to determine the

status of the application. At that time, Examiner Lucchesi indicated that he would need to ensure that the claims published in the Corrected PCT Application PCT/SE98/01982 were not entered as the pending claims in this application because of the subsequent claim amendments made during prosecution. Applicant's Representative agree, but pointed out that the Corrected PCT Application was a part of this National Stage Application under the PCT.

Subsequent to this conversation, Applicant's Representative left voice messages for the Examiner on April 16, April 18, April 19, and April 20, 2007 requesting an updated application status. Applicant's Representative received no response to these telephone inquiries. Further, Applicant's Representative left voice messages for the Examiner's supervisor, Director Frederick Schmidt, on April 30, 2007 and May 2, 2007.

The purpose of these telephone inquiries was to merely cause either a Notice of Allowability or an Advisory Action to be issued so that the Applicant can make an informed decision on the way ahead for this application. To date, these reasonable requests for timely resolution have been frustrated by a lack of response by the Examiner, thus potentially requiring Applicant to bear the unnecessary expense of an Appeal, along with the attorney time involved in seeking timely resolution of the prosecution of this case. A Notice of Allowability or Advisory Action is requested.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 22-0185, under Order No. 21547-00268-US from which the undersigned is authorized to draw.

Dated: May 2, 2007

Respectfully submitted,

Electronic signature: /Larry J. Hume/
Larry J. Hume
Registration No.: 44,163
CONNOLLY BOVE LODGE & HUTZ LLP
1990 M Street, N.W., Suite 800
Washington, DC 20036
(202) 331-7111
(202) 293-6229 (Fax)
Attorney for Applicant